

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

TAIHO PHARMACEUTICAL CO., LTD.,)	
and TAIHO ONCOLOGY, INC.,)	
)	
)	C.A. No. 21-838-JLH (Consolidated)
Plaintiffs,)	
)	
v.)	
)	ANDA Case
ACCORD HEALTHCARE INC.,)	
<i>et. al.</i> ,)	
)	
Defendants.)	

**STIPULATION AND [PROPOSED] ORDER
GOVERNING CASE SCHEDULE**

WHEREAS, on December 20, 2023, the Court vacated all remaining deadlines in this matter, pending trial between the parties on related patents in C.A. No. 19-2342-JLH (D.I. 102; D.I. 97);

WHEREAS, on January 31, 2025, the Court issued a final judgment in that matter (C.A. No. 19-2342-JLH, D.I. 264);

WHEREAS, on January 31, 2025, the Court issued an Oral Order (D.I. 125) instructing the Parties to submit a Proposed Scheduling Order; and

WHEREAS, the parties have met and conferred regarding a schedule for the events remaining in this matter as set forth in the December 20, 2023 Stipulation and Order (D.I. 102; D.I. 97);

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by the parties hereto, through their undersigned counsel, subject to the approval of the Court, that the schedule of remaining events shall be as follows:

Event	Proposed Date¹
Defendants' Final Election of Asserted Prior Art	March 28, 2025
Plaintiff's Final Election of Asserted Claims	April 4, 2025
Defendants' Opening Expert Reports	May 2, 2025
Plaintiff's Rebuttal Expert Reports	June 20, 2025
Defendants' Reply Expert Reports	July 18, 2025
Completion of Expert Depositions	August 29, 2025
Deadline to file Daubert Motions	September 12, 2025
Pretrial Order	7 days before Pretrial Conference

FURTHER, the Court hereby sets a Pretrial Conference for _____ and a Bench Trial for _____. The parties will address their respective views regarding timing of post-trial briefing and page lengths in the Pretrial Order unless the Court advises otherwise.

¹ Although the Court's form Scheduling Order, ¶ 18, specifies that this table should include "the current deadline/date," because these deadlines were previously vacated (D.I. 102; D.I. 97), there are presently no current dates associated with these deadlines.

Dated: February 14, 2025

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SO ORDERED THIS ____ day of ____, 2025.

The Honorable Jennifer L. Hall
United States District Judge

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